



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Merril et al.

App. No.	:	10/659,711
Filed	:	September 11, 2003
Title	:	ANTIBACTERIAL THERAPY WITH BACTERIOPHAGE GENOTYPICALLY MODIFIED TO DELAY INACTIVATION BY THE HOST DEFENSE SYSTEM
Art Unit	:	1646
Examiner	:	Unknown

POWER OF ATTORNEY BY ASSIGNEE UNDER 37 C.F.R. § 3.73(b)
AND
EXCLUSION OF INVENTOR UNDER 37 C.F.R. § 3.71

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

The United States Department of Health and Human Services is assignee of an entire right, title and interest in and to the above-identified application, as shown by the assignment recorded on April 5, 1994, at Reel 6951, Frame 978, in the patent assignment records of the U.S. Patent and Trademark Office. This recorded Assignment has been reviewed by the undersigned, who certifies that, to the best of his or her knowledge and belief, title is in the assignee.

Said assignee hereby revokes any previous Powers of Attorney in the subject application and appoints the registrants of National Institutes of Health Offices of Technology Transfer, 6011 Executive Boulevard, Suite 325, Rockville, MD 20852, telephone (301) 496-7056, **Customer No. 005318** as its attorneys to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

Said appointment is to the exclusion of the inventor(s) and their attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Serial No. : 10/659,711
Filed : September 11, 2003

The National Institutes of Health Office of Technology Transfer has been duly delegated responsibility for such patent matters under the authority of the Department of Health and Human Services Secretary Louis W. Sullivan's May 21, 1991 memorandum appearing in the Friday, June 7, 1991 Federal Register Notices at Vol. 56, No. 110, pp. 26418-26419. The undersigned is authorized to exercise such authority in this matter.

Done on this 29 day of May, 2004, at Rockville, Maryland.

UNITED STATES DEPARTMENT OF HEALTH
AND HUMAN SERVICES

By: 

Printed Name: MICHAEL SHMILOVICH

Registration No.: 45,634

for:
Office of Technology Transfer
National Institutes of Health
6011 Executive Boulevard, Suite 325
Rockville, MD 20852
Telephone (301) 496-7056
Facsimile (301) 402-0220

DHHS CASE NO. E-110-1993/0-US-19

NIHPOA
O:DOCS\NWV\NWV-1015.DOC
030904



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Merril et al.

App. No. : 10/659,711

Filed : September 11, 2003

Title : ANTIBACTERIAL THERAPY
WITH BACTERIOPHAGE
GENOTYPICALLY MODIFIED TO
DELAY INACTIVATION BY THE
HOST DEFENSE SYSTEM

Art Unit : 1646

Examiner : Unknown

ASSOCIATE POWER OF ATTORNEY

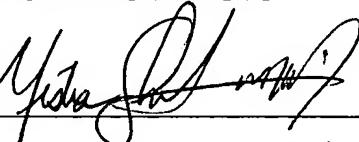
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

The undersigned attorney of record, pursuant to the provisions of 37 C.F.R. §§ 1.33 and 1.34, and M.P.E.P. § 402.02, hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, telephone (949) 760-0404, **Customer No. 20,995**, as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected herewith.

Done on this 29 day of MARCH, 2004, at Rockville, Maryland.

UNITED STATES DEPARTMENT OF HEALTH
AND HUMAN SERVICES

By: 

Printed Name: Michael Shmilovich

Registration No.: 45,634

for:
Office of Technology Transfer

National Institutes of Health
6011 Executive Boulevard, Suite 325
Rockville, MD 20852
Telephone (301) 496-7056
Facsimile (301) 402-0220

DHHS CASE NO. E-110-1993/0-US-19

NIHAPOA
O:DOCS\NWV\NWV-1019.DOC
030904



PATENT

Case Docket No. NIH298.1DC1CC1

Date: April 7, 2004

Page 1

In re application of : Merril et al.)
App. No. : 10/659,711)
Filed : September 11, 2003)
For : ANTIBACTERIAL THERAPY)
WITH BACTERIOPHAGE)
GENOTYPICALLY)
MODIFIED TO DELAY)
INACTIVATION BY THE)
HOST DEFENSE SYSTEM)
Examiner : Unknown)
Art Unit : 1646)

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

April 7, 2004

(Date)

Nancy W. Vensko, Reg. No. 36,298

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed for filing in the above-identified application are:

(X) Power of Attorney by Assignee Under 37 C.F.R. § 3.73(b) and Exclusion of Inventor Under 37 C.F.R. § 3.71.

(X) Associate Power of Attorney.

(X) Change of Correspondence Address.

(X) Return prepaid postcard.

(X) Please charge any additional fees, or credit overpayment to Deposit Account No. 11-1410.

(X) Please use Customer No. 20,995 for the correspondence address.

Nancy W. Vensko
Registration No. 36,298
Attorney of Record
Customer No. 20,995



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Merril et al.

Serial No. : 10/659,711
 Filed : September 11, 2003
 Title : ANTIBACTERIAL THERAPY WITH
 BACTERIOPHAGE
 GENOTYPICALLY MODIFIED TO
 DELAY INACTIVATION BY THE
 HOST DEFENSE SYSTEM
 Art Unit : 1646
 Examiner : Unknown

CHANGE OF CORRESPONDENCE ADDRESS

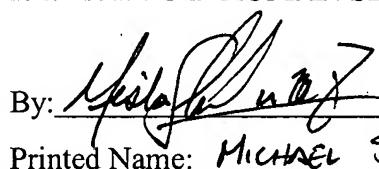
Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir or Madam:

Please address all future correspondence in this case to:

Nancy W. Vensko
 KNOBBE, MARTENS, OLSON & BEAR, LLP
 2040 Main Street
 14th Floor
 Irvine, CA 92614
 TEL: (805) 547-5580

UNITED STATES DEPARTMENT OF
HEALTH AND HUMAN SERVICES

By: 
 Printed Name: Michael Shmilovich
 Registration No.: 45,634
 for: _____

Office of Technology Transfer
National Institutes of Health

6011 Executive Blvd., Suite 325
Rockville, MD 20852
Telephone (301) 496-7056
Facsimile (301) 402-0220

DHHS CASE NO. E-110-1993/0-US-19

NIHCORR
O:DOCS\NWVNWV-1018.DOC
030904